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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/814,662	03/31/2004	Naoki Naruse	9683/183

Brinks Hofer Gilson & Lione  
 NBC Tower, Suite 3600  
 P.O. Box 10395  
 Chicago, IL 60610



CONFIRMATION NO. 5965

## FORMALITIES LETTER



\*OC000000012927062\*

Date Mailed: 06/14/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$900** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts

08/17/2004 BSAYASII 00000078 10814662

01 FC:1001  
 02 FC:1051

770.00 OP  
 130.00 OP

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

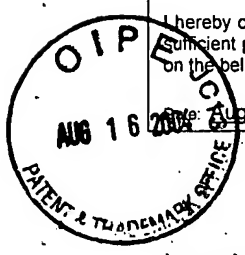
*A copy of this notice **MUST** be returned with the reply.*

*Sachp*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: August 13, 2004 Name: Tadashi Horie Reg. No. 40,437 Signature: Tadashi Horie

**BRINKS  
HOFFER  
GILSON  
& LIONE**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Appln. of: **Naoki NARUSE et al.**  
Appln. No.: **10/814,662**  
Filed: **March 31, 2004**  
For: **COMMUNICATION DEVICE AND PROGRAM**  
Attorney Docket No: **9683/183**

Examiner: **To Be Assigned**  
Art Unit: **2131**

Mail Stop: Missing Parts  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL**

Sir:

**Attached is/are:**

- ☒ Response to Notice to File Missing Parts (in dup.), Copy of Notice to File Missing Parts, Combined Declaration and Power of Attorney (4 pages), Check for \$900  
☒ Return Receipt Postcard

**Fee calculation:**

- ☐ No additional fee is required.  
☐ Small Entity.  
☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
☒ A late filing fee or oath or declaration surcharge in an amount of \$130 under 37 C.F.R. § 1.16(e).  
☒ A late filing fee has been calculated as shown below:

Claims as Filed	Col. 1	Col. 2
For	No. Filed	No. Extra
Basic Fee		
Total Claims	6-20	0
Indep. Claims	2-3	0
Multiple Dependent Claims Present		

\*If the difference in col. 1 is less than zero, enter "0" in col. 2.

Small Entity	
Rate	Fee
	\$ 385
x\$9=	\$
x\$43=	\$
+\$145=	\$
Total	\$

Other Than Small Entity	
Rate	Fee
	\$ 770
x\$18=	\$
x\$86=	\$
+\$290=	\$
Total	\$770

**Fee payment:**

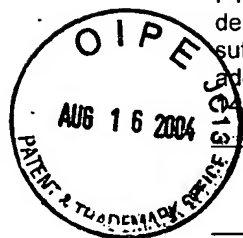
- ☒ A check in the amount of \$900 to cover the above-identified fee(s) is enclosed.  
☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).  
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Tadashi Horie

Tadashi Horie (Reg. No. 40,437)

August 13, 2004  
Date



I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313  
on August 13, 2004

Date of Deposit

Tadashi Horie Reg. No. 40,437

Name of applicant, assignee or  
Registered Representative

*Tadashi Horie*

Signature

August 13, 2004

Date of Signature

Our Case No. **9683/183**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Naoki NARUSE et al.

Serial No.: 10/814,662

Filed: March 31, 2004

For: COMMUNICATION DEVICE AND  
PROGRAM

Attention: Manager,  
Application Branch

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION  
FILING DATE GRANTED**

Mail Stop: Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:


In accordance with the Notice to File Missing Parts of Nonprovisional Application dated June 14, 2004, a copy of which is attached, enclosed herewith for filing are the following documents:

- ☒ Fully executed Declaration for Patent Application and Power of Attorney for the above-referenced patent application.

- ☒ Applicant:
- ☐ claims small entity status. See 37 CFR1.27.
- ☒ is other than small entity
- ☒ A Check in the amount of \$900 for:
- ☒ Filing Fee of \$770.
- ☒ Surcharge of \$130.
- ☐ Additional Claim Fees of \$\_\_\_\_\_.
- ☐ Petition for Extension of Time (37 C.F.R. § 1.136(a)) to file missing parts (in duplicate).
- ☐ Other: \_\_\_\_\_.
- ☒ The Commissioner is hereby authorized to charge any deficiencies in fees or credit overpayment to Deposit Account No. 23-1925. A duplicate copy of this paper is enclosed.

Respectfully submitted,

Dated August 13, 2004



Tadashi Horie  
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Attorney for Applicant(s)

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